

REMARKS

Claims 4 and 6-8 are pending.

The support for the claim amendments are as follows: Claims 4 and 6: (p.6, lines 14-31) and Claim 7: (p.3, lines 17-18; p.6, lines 18-20). The Applicants respectfully submit that no new matter has been added. It is believed that this Amendment is fully responsive to the Office Action dated March 8, 2007.

The Applicants appreciate the helpful telephone discussion with the Examiner on August 23, 2007.

Claims 4 and 6-8 are rejected under 35 USC § 112, first paragraph, as failing to comply with the written description requirement. (Office Action, p.3)

The expression “a promoter of α -amylase” was amended to clarify the expression. Furthermore the relationship with isomaltose has been clarified. Antecedent basis for “the structural gene” was corrected. It is respectfully requested that the rejection be withdrawn.

Claim 7 is objected to under 37 CFR 1.75(c), as being of improper dependent form for failing to further limit the subject matter of a previous claim. (Office Action p.3)

Claim 7 was drafted in independent form and the relationship with isomaltose was clarified. It is respectfully requested that the objection be withdrawn.

In view of the aforementioned amendments and accompanying remarks, claims 4 and 6-8, as amended, are in condition for allowance, which action, at an early date, is requested.

If, for any reason, it is felt that this application is not now in condition for allowance, the Examiner is requested to contact the applicants undersigned attorney at the telephone number indicated below to arrange for an interview to expedite the disposition of this case.

In the event that this paper is not timely filed, the Applicants respectfully petition for an appropriate extension of time. Please charge any fees for such an extension of time and any other fees which may be due with respect to this paper, to Deposit Account No. 04-1105.

Respectfully submitted,

August 28, 2007

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